



01-14-02

CPA /

281

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL UNDER 37 C.F.R. 1.53(d)

BOX CPA  
Assistant Commissioner for Patents  
Washington, DC 20231

Dear Sir:

This is a request for filing a:

[ X ] Continuation [ ] Divisional Application under 37 C.F.R. 1.53(d) of pending prior application, Serial No. 09/475,879, filed December 30, 1999, entitled PROGRAMMABLE LOGIC DEVICE

naming as Inventor(s): **Timothy M. Lacey and David L. Johnson**

The prior application, in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

The filing fee is calculated on the basis of the claims existing in the prior application, as amended below.

<u>Filing Fee Calculation</u>	Number Filed	Number Extra	Rate	Basic Fee \$ 740.00
Total Claims	32 - 20 =	12	x \$ 18. =	\$ 216.00
Independent Claims	2 - 3 =	0	x \$ 84. =	\$ 0.00

**Filing Fee - Non-Small Entity** \$ 956.00

**Filing Fee - Small Entity  
(If enclosed, divide by 2)**

01/15/2002 GTEFFERA 00000144 094758791

[ ] Verified Statement Enclosed

01 FC:131  
02 FC:103

[ ] Verified Statement Filed in Parent

[ ] Applicant also requests a \_\_\_ month extension of time  
The fee is ..... \$ .....

**Total Filing Fee - (PTO-2038 Form Enclosed) . . . . . \$956.00**

1.  Enter the amendment previously filed on December 11, 2001 under 37 C.F.R. 1.116, but unentered in the prior application.
2.  A preliminary amendment is enclosed.

3.  A PTO-2038 Form is enclosed. The Commissioner is authorized to charge any additional fees which may be required, or credit overpayment to Account No. 50-0541. A duplicate copy of this sheet is enclosed.

4.  A new Power of Attorney or authorization of agent is enclosed.

5.  The Power of Attorney in the prior application is to the undersigned and others.

6.  Information Disclosure Statement (IDS) is enclosed:

- PTO-1449
- Copies of IDS citations.

7.  This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4). Delete the following inventor(s) named in the prior nonprovisional application:

8.  A PTO Form SB/35 - Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i).

If for some reason applicant has not requested a sufficient extension in the parent application, and/or has not paid a sufficient fee for any necessary response in the parent application and/or for the extension necessary to prevent the abandonment of the parent application prior to the filing of this application, please consider this as a request for an extension for the required time period and/or authorization to charge our Deposit Account No. 50-0541 for any fee which may be due. This form is being filed in duplicate: one copy for this application; and one copy for use in connection with the Deposit Account (if applicable).

It is hereby understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that information or access is available to any one of the applications in the file wrapper, be it either this application or a prior application in the same file wrapper, the United States Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Date: **January 11, 2002**

Attorney Docket No.: **0325.00292**

By

Christopher P. Maiorana (42,829)  
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**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service via Express Mail Label No. EL890012236US in an envelope addressed to: BOX CPA, Assistant Commissioner for Patents, Washington, D.C. 20231, on January 11, 2002.

By: Mary Donna Berkley  
Mary Donna Berkley

**THIS FORM MUST BE FILED IN DUPLICATE**



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Timothy M. Lacey and David L. Johnson

Serial No.: 09/475,879

Filed: Herewith

For: PROGRAMMABLE LOGIC DEVICE

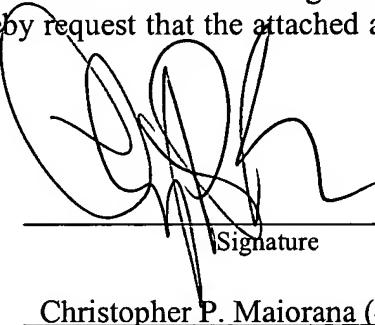
Attorney Docket: 0325.00292

**REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)**

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application **not be** published under 35 U.S.C. 122(b).

January 11, 2002

Date



Signature

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2000 MAIL ROOM

Christopher P. Maiorana (42,829)

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

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